

REMARKS

In response to the Final Office Action mailed on June 8, 2005, Applicant respectfully requests reconsideration. Claims 1-48 are pending in this Application. Applicants believe that the claims as presented are in condition for allowance. A notice to this affect is respectfully requested.

Claims 1, 2, 4-10, 12-18, 20-26, 28-34, 36-42 and 44-48 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent Publication No. 2003/0033241 to Harari (hereinafter Harari) in view of U.S. Patent No. 6,553,388 to Perks (hereinafter Perks).

Harari discloses, at column 1, paragraph 8, a system and method relating to real estate transactions using a network-based system. The system and method include establishing a business relationship between various parties to the transaction by providing legal agreements and associated task lists pertaining to the real estate transaction. Perks discloses a method for determining what records in a database have been added, deleted or changed using primary keys and cyclic redundancy checks (CRCs).

The Examiner stated, at page 3, that Harari does not explicitly teach determining whether the initial value transmitted with the received page is different than the current value and if the values match, then updating the data object with modified data. The Examiner further stated that Perks does teach determining whether the initial value transmitted with the received page is different than the current value. Applicants respectfully disagree with the Examiner's statement. Perks does not teach determining if initial and current values match, and updating the data object with the modified data included in the received page if they do match. Perks teaches, at column 5, lines 10-20, checking if primary keys match, and if they do then checking if the CRCs match. In Perks, when the initial and current values match (i.e. the CRCs match), **nothing is updated**. This is directly contrary to claims 1, 17 and 33 wherein **when the initial and current values match, the data object is updated with the modified data in the received page**. Therefore, Perks teaches away from

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updating the object when the initial and current values match, and therefore teaches away from the present invention. A reference which teaches away from the claimed invention cannot be used to reject the claims of the invention.

Neither Harari nor Perks, taken alone or in combination, disclose or suggest updating the data object when the initial and current values match. Accordingly, the rejection of claims 1, 17 and 33 over Harari and Perks is believed to have been overcome. Further, claims 2, 4-10, 12-16, 18, 20-26, 28-32, 34 and 36-48 depend from claims 1, 17 or 33 and are believed allowable as they depend from a base claim which is believed allowable. Accordingly, the rejection of claims 1, 2, 4-10, 12-18, 20-26, 28-34, 36-42 and 44-48 under 35 U.S.C. §103(a) as being unpatentable over Harari in view of Perks is believed to have been overcome.

Claims 3, 11, 19, 27, 35 and 43 were rejected under 35 U.S.C. §103(a) as being unpatentable over Harari in view of Perks and further in view of U.S. Patent Publication No. 2001/0011274 to Klug et al. (hereinafter Klug). Claims 3, 11, 19, 27, 35 and 43 depend from claims 1, 17 or 33 and are believed allowable as they depend from a base claim which is believed allowable. Accordingly, the rejection of claims 3, 11, 19, 27, 35 and 43 under 35 U.S.C. §103(a) as being unpatentable over Harari in view of Perks and further in view of Klug is believed to have been overcome.

In view of the above, the Examiner's rejections have been overcome, placing claims 1-48 in condition for allowance, and reconsideration and allowance thereof is respectfully requested.

If the U.S. Patent and Trademark Office deems a fee necessary, this fee may be charged to the account of the undersigned, Deposit Account No. 50-0901.



Application No.: 09/973,784

Attorney Docket No.: SUN04-22(P5507)

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If the enclosed papers or fees are considered incomplete, the Patent Office is respectfully requested to contact the undersigned collect at (508) 366-9600, in Westborough, Massachusetts.

Respectfully submitted,

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Attorney Docket No.: SUN04-22(P5507)

Dated: August 4, 2005